

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF PUERTO RICO

IN RE
RICARDO SANCHEZ TORRES
HODALYS MILAGROS GUZMAN LOPEZ
Debtor(s)

CASE NUMBER: 17-03605-MCF
CHAPTER 13

**TRUSTEE'S OBJECTION TO CLAIM NUMBER 03
FILED BY SCOTIABANK
NOTICE AND CERTIFICATE OF SERVICE**

TO THE HONORABLE COURT:

COMES NOW, Alejandro Oliveras-Rivera, Standing Chapter 13 Trustee, and very respectfully ALLEGES, STATES and PRAYS:

1. On 6/12/2017 claim number 03 was filed by SCOTIABANK in the amount of \$776.35. The Trustee objects to this claim under the following grounds:
 - The aforementioned proof of claim fails to provide an itemized statement of the interest, fees, expenses or charges incurred before the petition was filed as required by FBRP 3001(c)(1).
2. Debtor is not a member of the U.S. Armed Forces, the Coast Guard, the Public Health Service or the National Oceanic and Atmospheric Administration, as evidence by the Certificate issued by the U.S. Department of Defense, copy of which is attached only to the original of this motion and movant's copy.

WHEREFORE, it is respectfully requested from this Honorable Court to: DISALLOW THE AFOREMENTIONED CLAIM.

30 DAY NOTICE TO ALL CREDITORS AND PARTIES IN INTEREST : You are hereby notified that you have thirty (30) days from the date of this notice to file an opposition to the foregoing motion and to request a hearing. If no opposition is filed within the prescribed period of time, the trustee's motion will be deemed unopposed and may be granted without further hearing unless (1) the requested relief is forbidden by law; (2) the requested relief is against public policy; or (3) in the opinion of the court, the interest of justice requires otherwise. If a timely opposition is filed, the court will schedule a hearing as a contested matter.

CERTIFICATE OF SERVICE: I hereby certify that on this date I electronically filed the above document with the Clerk of the Court using the CM/ECF System which sends notification of such filing to all those who in this case have registered for receipt of notice by electronic mail. I further certify that the foregoing has been served to U.S. Trustee at ustregion21.hr.ecf@usdoj.gov and by depositing true and correct copies thereof in the United States Mail, postage prepaid, to the non ECF/CM participants: debtor(s), SCOTIABANK DE PR VAZQUEZ AND ESTRELLA LAW OFFICES LLC PMB 407 AVE ESMERALDA 405 SUITE 2 GUAYNABO PR 00969 and parties in interest that have filed notices of appearance, included in the service list attached to the original hereof.

RESPECTFULLY SUBMITTED at San Juan, Puerto Rico, this 6/13/2017.

S/ALEJANDRO OLIVERAS RIVERA

ALEJANDRO OLIVERAS RIVERA

Chapter 13 Trustee

PO Box 9024062, San Juan, PR 00902-4062

Phone 787-977-3500 Fax 787-977-3521

CCC - RS

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CERTIFICATE OF MAILING

The undersigned hereby certifies that a true copy of the foregoing document was mailed by first class mail or electronically sent to the parties listed below:

SCOTIABANK

PO BOX 362230
SAN JUAN, PR 00936 -2230

SCOTIABANK DE PR

VAZQUEZ AND ESTRELLA LAW OFFICES LLC
PMB 407 AVE ESMERALDA 405 SUITE 2
GUAYNABO, PR 00969

RICARDO SANCHEZ TORRES and HODALYS MILAGROS GUZMAN LOPEZ
PO BOX 372274
CAYEY, PR 00737-2274

MIRIAM A MURPHY LIGHTBOURN*

Miriam A Murphy and Associates PSC
PO BOX 372519
CAYEY, PR 00737

/s/ Hector Perez

DATED: 6/13/2017

OFFICE OF THE CHAPTER 13 TRUSTEE

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